

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:21-CR-16-MOC-WCM

UNITED STATES OF AMERICA,)	
Plaintiff,)	
)	
v.)	
)	
JUSTIN ASHLEY BOTT,)	WRIT OF CONTINUING
Defendant,)	GARNISHMENT
)	
and)	
)	
HAUTH, INC.,)	
Garnishee.)	
)	

TO GARNISHEE: HAUTH, INC.
 ATTN: ERIC HAUTH
 1532 HAYWOOD ROAD
 HENDERSONVILLE, NC 28791

An Application for a Writ of Continuing Garnishment against property of Justin Ashley Bott, the Defendant, has been filed with this Court (Doc. 25). A judgment has been entered against the Defendant (Doc. 1). The Clerk of Court current total is \$24,089.22, as computed through November 6, 2023, and is due and owing.

You, as the Garnishee, are required by law to answer in writing, under oath, within ten (10) days of service of this Writ, whether or not you have in

your custody, control, or possession any property or funds owned by the Defendant, including nonexempt disposable earnings.

You must withhold and retain any property in which the Defendant has a substantial nonexempt interest and for which you are or may become indebted to the Defendant pending further order of the Court. This means that you should withhold twenty-five percent (25%) of the Defendant's disposable earnings which remain after all deductions required by law have been withheld, or the amount by which the Defendant's disposable earnings for each week exceed thirty (30) times the federal minimum wage, whichever is less. See 15 U.S.C. § 1673(a).

Please state whether or not you anticipate paying the Defendant any future payments and whether such payments are weekly, bi-weekly, monthly, annually, or bi-annually.

You must file the original written Answer to this Writ within ten (10) days of your receipt of this Writ with the Court:

Clerk of the United States District Court
401 West Trade Street
Charlotte, North Carolina 28202

Additionally, you are required by law to serve a copy of the Answer upon the Defendant at the Defendant's last known address:

Justin Ashley Bott
XXXXXXXXXX
Zirconia, North Carolina XXXXX

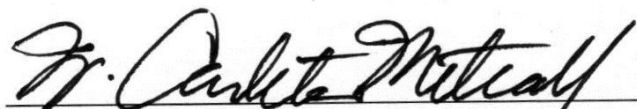
You are also required to serve a copy of the Answer upon the United States at the following address:

Financial Litigation Unit
United States Attorney's Office
227 West Trade Street, Suite 1650
Charlotte, North Carolina 28202

Pursuant to 15 U.S.C. § 1674, you, the Garnishee, are prohibited from discharging the Defendant from employment by reason of the fact that his or her earnings have been subject to garnishment for any one indebtedness.

Pursuant to 28 U.S.C. § 3205(c)(6), if you fail to answer this Writ or withhold property or funds in accordance with this Writ, the United States may petition the Court for an order requiring you to appear before the Court to answer the Writ and to withhold property before the appearance date. If you fail to appear, or do appear and fail to show good cause why you failed to comply with this Writ, the Court shall enter a judgment against you for the value of the Defendant's nonexempt interest in such property. The Court may award a reasonable attorney's fee to the United States and against you if the Writ is not answered within the time specified.

Signed: November 7, 2023



W. Carleton Metcalf
United States Magistrate Judge

